

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**JIBREEL I. LEWIS,**

**Petitioner,**

**v.**

**MICHAEL OVERMYER, et al.,**

**Respondents.**

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**CIVIL ACTION**

**NO. 18-3098**

**ORDER**

**AND NOW**, this \_\_\_\_5th\_\_\_\_ day of March, 2019, upon careful and independent consideration of the petition for Writ of *Habeas Corpus*, and after review of the Report and Recommendation of United States Chief Magistrate Judge Thomas J. Rueter (Doc. 15), and Petitioner's Objections thereto (Doc. 18), **IT IS HEREBY ORDERED AND DECREED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The petition for Writ of *Habeas Corpus* is **DISMISSED**, without prejudice, for failure to exhaust state court remedies; and
3. A certificate of appealability is not granted.

**BY THE COURT:**

**/s/ Petrese B. Tucker**

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**Hon. Petrese B. Tucker, U.S.D.J.**